HONORABLE LONNY R. SUKO 1 NANCY L. ISSERLIS 2 City Attorney ELLEN M. O'HARA 3 SALVATORE J. FAGGIANO Assistant City Attorneys 4 OFFICE OF THE CITY ATTORNEY 808 W. Spokane Falls Blvd. SPOKANE, WA 99201-3326 Telephone: (509)625-6225 Fax:(509)625-6277 6 Attorneys for Defendants City of Spokane, 7 Braun, Dahle, Raleigh, Torok, 8 Voeller, Uberuaga & Ferguson 9 10 UNITED STATES DISTRICT COURT 11 EASTERN DISTRICT OF WASHINGTON 12 13 ESTATE OF OTTO ZEHM, deceased. 14 Genevieve Mann Personal Representative; NO. CV-09-80-LRS and ANN ZEHM, in her personal capacity, 15 Plaintiffs, STIPULATED MOTION FOR ORDER 16 OF DISMISSAL, WITH PREJUDICE 17 18 CITY OF SPOKANE. JIM NICKS. KARL THOMPSON, STEVEN BRAUN, ZACK 19 DAHLE, ERIN RALEIGH, DAN TOROK, RON 20 VOELLER, JASON UBERAGA, and THERESA FERGUSON, each in their personal and 21 representative capacities, 22 Defendants. 23 COME NOW the plaintiffs, by and through their undersigned attorneys, 24 2.5 and Defendants, by and through their undersigned attorneys, and move the 26 Court for an Order of Dismissal, With Prejudice. The plaintiffs' complaint 27 28 **NANCY L. ISSERLIS, City Attorney** STIPULATED MOTION FOR ORDER OF OFFICE OF THE CITY ATTORNEY DISMISSAL, WITH PREJUDICE - 1 5th Floor Municipal Building Spokane, WA 99201-3326

> (509) 625-6225 FAX (509) 625-6277

1	should be dismissed with prejudice and without further costs to any party as		
2	the parties have reached a settlement for which the plaintiffs have given the		
3	defendants a full and complete release on this claim.		
5			
6	DATED this 22 nd day of August, 2012.		
7	s/Nancy L. Isserlis		
8	Nancy L. Isserlis, WSBA #11623 City Attorney		
9	Attorney for Defendants City of Spokane, Braun, Dahle, Raleigh, Torok,		
10	Voeller, Uberuaga & Ferguson Office of the City Attorney		
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15	s/Breean L. Beggs Breean L. Beggs, WSBA #20795		
16	Paukert & Troppmann, PLLC		
17	Attorney for Plaintiffs 522 W. Riverside Ave., Ste. 560		
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19	Telephone (509) 232-7760		
20	Email: bbeggs@pt-law.com		
21	s/Jeffry Finer		
22	Jeffry Finer, WSBA #14610 Attorney for Plaintiffs		
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25	Email: <u>Jeffry@finer-bering.com</u>		
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STIPULATED MOTION FOR ORDER OF DISMISSAL, WITH PREJUDICE - 2

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NANCY L. ISSERLIS, City Attorney OFFICE OF THE CITY ATTORNEY 5th Floor Municipal Building Spokane, WA 99201-3326 (509) 625-6225 FAX (509) 625-6277

1	s/Carl Oreskovich	
2	Carl Oreskovich, WSBA #12779	9 Orgalianiah DC
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8		s/Kjirstin J. Graham Kjirstin J. Graham, WSBA #40328
9		s/Theodore J. Angelis
10		Theodore J. Angelis, WSBA #30300 K&L Gates
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1	CERTIFICATE OF SERVICE		
2	I hereby certify that on the 22 nd day of August, 2012, I electronically filed the		
3	foregoing "Stipulated Motion for Order of Dismissal, With Prejudice" with the Clerk of the		
5	Court using the CM/ECF System which will send notification of such filing to the following:		
6 7 8 9 10	Breean L. Beggs breean@cforjustice.org Jeffry Finer ifiner@cforjustice.org Center for Justice 35 West Main, Suite 300 Spokane, WA 99201 Attorneys for Plaintiffs		
11 12 13 14 15	Carl J. Oreskovich carl@ettermcmahon.com Etter, McMahon, Lamberson, Clary & Oreskovich, P.C. Bank of Whitman, Suite 210 618 West Riverside Avenue Spokane, WA 99201 Attorneys for Karl Thompson		
16 17 18 19	Kjirstin J. Graham Kjirstin.graham@klgates.com K&L Gates LLP 618 W. Riverside Ave., Suite 300 Spokane, WA 99201-0602 Attorney for Jim Nicks		
20	s/Nancy L. Isserlis		
22	Nancy L. Isserlis Office of the City Attorney 808 W. Spokane Falls Blvd.		
23	5 th Floor, Municipal Building Spokane, WA 99201-3326		
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